IAP6 Rec'd PCT/PTO 23 APR 2007

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

licants

Annette Himstedt

Confirmation No: 9277

érial No.

10/582,045

Filed

June 7, 2002

TC/A.U.

Examiner

06-311

Docket No.

Customer No.

34704

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313

### RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Dear Sir:

In response to the official Notification of Missing Requirements Under 35 U.S.C. 371 dated March 13, 2007, a copy of which is enclosed, Applicant encloses herewith a Combined Declaration and Power of Attorney. The surcharge in the amount of \$130.00 for late filing of the Declaration was previously paid with the application filing fees.

If any additional fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-0184.

Respectfully submitted,

Annette Himstedt

Gregory P. LaPointe

Attorney for Applicants

Reg. No. 28,395

Tel: (203) 777-6628 Fax: (203) 865-0297

Date: April 18, 2007

I, Rachel Piscitelli, hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box 1450, Alexandria, VA 22313" on April 18, 2007.

PRIORITY DATE

12/15/2003



### United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS PO. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

PCT/EP04/04460

I.A. FILING DATE

04/28/2004

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

10/582,045 Annette Himstedt 06-311

INTERNATIONAL APPLICATION NO.

34704 BACHMAN & LAPOINTE, P.C. 900 CHAPEL STREET SUITE 1201 NEW HAVEN, CT 06510

Resp. Due 5-13-07

CONFIRMATION NO. 9277
371 FORMALITIES LETTER
\*OC0000000022867263\*

Date Mailed: 03/13/2007

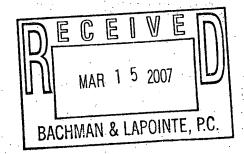
# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/07/2006
- Copy of the International Search Report filed on 06/07/2006
  - Copy of IPE Report filed on 06/07/2006
  - Preliminary Amendments filed on 06/07/2006
  - Information Disclosure Statements filed on 06/07/2006
  - Oath or Declaration filed on 06/07/2006
  - Request for Immediate Examination filed on 06/07/2006

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- U.S. Basic National Fees filed on 06/07/2006
- Substitute Specification filed on 06/07/2006
- Priority Documents filed on 06/07/2006
- Specification filed on 06/07/2006
- Claims filed on 06/07/2006
- Abstracts filed on 06/07/2006
- Drawings filed on 06/07/2006



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE

## DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. <a href="https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html">https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html</a>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

### PART 1 - ATTORNEY/APPLICANT COPY.

|   | U.S. APPLICATION NUMBER NO. |  | INTERNATIONAL APPLICATION NO. | - ' | ATTY, DOCKET NO. |
|---|-----------------------------|--|-------------------------------|-----|------------------|
| - | 10/582,045                  |  | PCT/EP04/04460                |     | 06-311           |

FORM PCT/DO/EO/905 (371 Formalities Notice)